

FILED

JAN 03 2007

**RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND**

1 BARRY J. PORTMAN
Federal Public Defender
2 JOYCE LEAVITT
Assistant Federal Public Defender
3 555 12th Street, Suite 650
Oakland, CA 94607-3627

4 Counsel for Defendant KNOTT
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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 RICK KNOTT,

15
16 Defendant.
17

)
) No. CR 06-00346 DLJ
)
) STIPULATION AND [~~PROPOSED~~]
) ORDER CONTINUING SENTENCING
) DATE
)
)
)
)

18 IT IS HEREBY STIPULATED, by and between the parties to this action, that the sentencing
19 date in this case, currently scheduled for Friday, January 5, 2007, at 10:00 a.m., may be continued to
20 Friday, **March 16, 2007**, at 10:00 a.m. The reason for the requested continuance is that the final pre-
21 sentence report has not been disclosed yet and the United States Probation Officer has indicated that
22 it may not be disclosed until after December 29, 2006. Given the court holidays, this means that
23 defense counsel may not be able to view the final presentence report until the week of sentencing
24 although the sentencing memorandum is due by December 29, 2006. In addition, defense counsel
25 will be out of the country and unavailable from January 6, 2007, through January 16, 2007. Counsel
26

1 would like time to review the final pre-sentence report and discuss it with Mr. Knott prior to filing a
2 sentencing memorandum, as well time to respond to any sentencing memorandum filed by the
3 government.
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5 Counsel has spoken to United States Probation Officer Karen Mar. USPO Mar does not object
6 to the requested continuance because it will provide her with additional time to complete the final
7 pre-sentence report. USPO Mar has no objection to continuing the matter to **March 16, 2007**, at
8 10:00 a.m.
9

10 /S/

11 DATED: December 27, 2006

12 JOYCE LEAVITT
Assistant Federal Public Defender

13 /S/

14 DATED: December 27, 2006

15 GEORGE BEVAN, JR.
Assistant United States Attorney


16 **I hereby attest that I have on file all holograph signatures for any signatures**
17 **indicated by a "conformed" signature (/S/) within this e-filed document.**

18 **ORDER**

19
20 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the sentencing date in this case,
21 currently scheduled for Friday, January 5, 2007, at 10:00 a.m., **is hereby continued to Friday,**
22 **March 16, 2007, at 10:00 a.m.**

23 SO ORDERED.

24
25 DATED: Jan 3, 2007

26 
D. LOWELL JENSEN
United States District Judge